

S. B. 81

CHAPTER 1138

AN ACT CREATING A BUILDING CODE COUNCIL AND AUTHORIZING IT TO ADOPT, AMEND, AND INTERPRET A STATE BUILDING CODE AND HEAR APPEALS FROM AGENCIES ENFORCING THE CODE.

The General Assembly of North Carolina do enact:

Section 1. That Article 9 of Chapter 143 of the General Statutes of North Carolina is hereby repealed and the following substituted therefor:

"§ 143-136. Building Code Council created. (a) Creation; membership; terms. There is hereby created a Building Code Council, which shall be composed of nine members appointed by the Governor, consisting of one registered architect, one licensed general contractor, one registered engineer practicing structural engineering, one registered engineer practicing mechanical engineering, one registered engineer practicing electrical engineering, one licensed plumbing and heating contractor, one municipal building inspector, a representative of the public who is not a member of the building construction industry, and a representative of the engineering staff of a State agency charged with approval of plans of State-owned buildings. Of the members initially appointed by the Governor, three shall serve for terms of two years each, three shall serve for terms of four years each, and three shall serve for terms of six years each. Thereafter, all appointments shall be for terms of six years. The Governor may remove appointive members at any time. Any member who shall, during his term, cease to meet the qualifications for original appointment (through ceasing to be a practicing member of the profession indicated or otherwise) shall thereby forfeit his membership on the Council.

"The Governor may make appointments to fill the unexpired portions of any terms vacated by reason of death, resignation, or removal from office. In making such appointment, he shall preserve the composition of the Council required above.

"(b) Compensation. Members of the Building Code Council other than any who are employees of the the State shall receive seven dollars (\$7.00) per day, including necessary time spent in traveling to and from their place of residence within the State to any place of meeting or while traveling on official business of the Council. In addition, all members shall receive mileage and subsistence according to State practice while going to and from any place of meeting, or when on official business of the Council.

"§ 143-137. Organization of the Building Code Council. (a) First meeting; organization; rules and regulations. Within thirty days after its appointment, the Building Code Council shall meet on call of the Commissioner of Insurance. The Council shall elect from its appointive members a chairman and such other officers as it may choose, for such terms as it may designate in its rules and regulations. The Council shall adopt such rules and regulations not inconsistent herewith as it may deem necessary for the proper discharge of its duties. The chairman may appoint members to such committees as the work of the Council may require.